## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

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In re REFCO INC. SECURITIES LITIGATION

Case No. 07-MD-1902(GEL)

This Document Relates to:

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KENNETH M. KRYS and CHRISTOPHER STRIDE, as JOINT OFFICIAL LIQUIDATORS of SPHINX LTD., SPHINX STRATEGY FUND LTD.; SPHINX PLUS SPC LTD., SPHINX DISTRESSED LTD., SPHINX MERGER ARBITRAGE LTD.; SPHINX SPECIAL SITUATIONS LTD., SPHINX MACRO LTD.; SPHINX LONG/SHORT EQUITY LTD.; SPHINX MANAGED FUTURES LTD.; SPHINX EQUITY MARKET NEUTRAL LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX FIXED INCOME ARBITRAGE LTD.; SPHINX DISTRESSED FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX SPECIAL SITUATIONS FUND SPC; SPHINX MACRO FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX EQUITY MARKET NEUTRAL FUND SPC; SPHINX CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP. LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD INTERNATIONAL LTD., CONCORDIA ADVISORS LLC, GABELLI SECURITIES, INC., CITCO GLOBAL CUSTODY; and JAMES P. SINCLAIR as Trustee of the SPHINX TRUST,

Case No. 08-cy-3065

**NOTICE OF APPEARANCE** 

Plaintiffs,

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- against -
CHRISTOPHER SUGRUE; MARK KAVANAGH;
BRIAN OWENS; PRICEWATERHOUSECOOPERS
L.L.P.; MARI FERRIS;
PRICEWATERHOUSECOOPERS CAYMAN
ISLANDS; GIBSON, DUNN & CRUTCHER LLP;
REFCO ALTERNATIVE INVESTMENTS LLC;
GRANT THORNTON LLP; MARK RAMLER; ERNST
& YOUNG U.S. LLP; MAYER BROWN LLP f/k/a
MAYER BROWN ROWE & MAW LLP; JOSEPH
COLLINS; EDWARD S. BEST; PAUL KOURY;
PHILLIP R. BENNETT; ROBERT C. TROSTEN; TONE
GRANT; SANTO MAGGIO; THOMAS HACKL;
DENNIS KLEJNA; BAWAG P.S.K. BANK FUR
ARBEIT UND WIRTSCHAFT UND
OSTERREICHISCHE POSTPARKASSE
AKTIENGESELLSEHAFT; JP MORGAN CHASE &
CO.; CREDIT SUISSE SECURITIES (USA) LLC f/k/a
CREDIT SUISSE FIRST BOSTON LLC; BANC OF
AMERICA SECURITIES LLC; THOMAS H. LEE
PARTNERS, L.P.; THOMAS H. LEE ADVISORS, LLC;
THL MANAGERS V, LLC; THL EQUITY ADVISORS
V, L.P.; THOMAS H. LEE EQUITY FUND V, L.P.;
THOMAS H. LEE PARALLEL FUND V, L.P.;
THOMAS H. LEE EQUITY (CAYMAN) FUND V, L.P.;
THOMAS H. LEE INVESTORS LIMITED
PARTNERSHIP: 1997 THOMAS H. LEE NOMINEE
TRUST; THOMAS H. LEE; DAVID V. HARKINS;
SCOTT L. JAECKEL; SCOTT A. SCHOEN; WILLIAM
T. PIGOTT; LIBERTY CORNER CAPITAL
STRATEGIES, LLC; EMF FINANCIAL PRODUCTS
LLC; EMF CORE FUND LTD.; DELTA FLYER FUND
LLC; ERIC M. FLANAGAN; INGRAM MICRO, INC.;
CIM VENTURES, INC.; BECKENHAM TRADING
CO., INC.; ANDREW KRIEGER; COAST ASSET
MANAGEMENT, LLC, f/k/a COAST ASSET
MANAGEMENT LP; CS LAND MANAGEMENT LLC;
CHRISTOPHER PETTIT; REFCO GROUP HOLDINGS,
INC.; and REFCO ASSOCIATES, INC.,
                                 Defendants.
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To the Clerk of this court and all parties of record:

Enter my appearance as counsel in this case for

## **Plaintiffs**

I certify that I am admitted to practice in this court.

Plaintiffs reserve the right to seek remand and/or abstention with respect to the claims and causes of action asserted in Plaintiffs' complaint. Nothing contained herein shall be deemed a waiver of these rights.

April 4, 2008				
Date	/s/ David J. Mol Signature	/s/ David J. Molton Signature		
	David J. Molton		DM-1106	
	Print Name	Print Name		
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## **CERTIFICATE OF SERVICE**

I hereby certify that on April 4, 2008, the Notice of Appearance of David Molton was served on all parties to this action via Federal Express, as listed below:

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/s/\_David J. Molton

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